

WILLIAM P. DONOVAN, JR (SBN 155881)  
**McDERMOTT WILL & EMERY LLP**  
wdonovan@mwe.com  
2049 Century Park East, Suite 3200  
Los Angeles, CA 90067-3206  
Telephone: +1 310 277 4110  
Facsimile: +1 310 277 4730

JOSHUA B. SIMON (admitted *pro hac vice*)  
WARREN HASKEL (admitted *pro hac vice*)  
DMITRIY TISHYEVICH (SBN 275766)  
**McDERMOTT WILL & EMERY LLP**  
jsimon@mwe.com  
whaskel@mwe.com  
dtishyevich@mwe.com  
340 Madison Avenue  
New York, NY 10173-1922  
Telephone: +1 212 547 5400  
Facsimile: +1 212 547 5444

Attorneys for Defendant  
CIGNA BEHAVIORAL HEALTH, INC.

[ADDITIONAL COUNSEL LISTED ON  
SIGNATURE PAGE]

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

PACIFIC RECOVERY SOLUTIONS d/b/a  
WESTWIND RECOVERY, MIRIAM  
HAMIDEH PHD CLINICAL PSYCHOLOGIST  
INC. d/b/a PCI WESTLAKE CENTERS,  
BRIDGING THE CAPS, INC., SUMMIT  
ESTATE INC. d/b/a SUMMIT ESTATE  
OUTPATIENT, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

vs.

CIGNA BEHAVIORAL HEALTH, INC., a  
Minnesota corporation, and VIANT, INC., a  
Nevada corporation,

Defendants.

Case No. 5:20-cv-02251-EJD

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING BRIEFING  
SCHEDULE ON MOTIONS TO DISMISS**

Pursuant to Civil Local Rule 6-2, it is stipulated between and among Plaintiffs Pacific Recovery Solutions d/b/a Westwind Recovery, Miriam Hamideh PhD Clinical Psychologist Inc. d/b/a PCI Westlake Centers, Bridging the Gaps, Inc., Summit Estate Inc. d/b/a Summit Estate Outpatient, (collectively, the “Plaintiffs”), and Defendants Cigna Behavioral Health, Inc. (“Cigna”) and Viant, Inc. (“Viant,” and together with Cigna, “Defendants”), by and through their respective counsel, as follows:

1. Whereas, on June 4, 2020, Defendants Cigna and Viant each filed a Motion to Dismiss the Complaint;

2. Whereas, under Local Civil Rule 7-3, Plaintiffs’ Oppositions to Cigna’s and Viant’s motions are currently due on June 18, 2020, and Cigna’s and Viant’s Replies are currently due on June 25, 2020;

3. Whereas, given the number of different claims asserted by the Complaint, and given that Cigna and Viant have filed separate motions to dismiss, the parties have conferred and agree that a brief seven-day extension of the default deadlines for the Oppositions and the Replies is appropriate;

4. Whereas, the parties have not previously requested modifications to this briefing schedule, and the parties do not believe that the requested time modifications will affect the schedule of the case, including the currently-noticed August 6, 2020 9:00am hearing date;

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties, through their respective counsel and subject to the Court’s approval, that:

1. Plaintiffs’ Oppositions to Cigna’s and Viant’s Motions to Dismiss are due on or before June 25, 2020; and

2. Defendants Cigna’s and Viant’s Replies in support of their respective Motions to Dismiss are due on or before July 9, 2020.

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1 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

2  
3 Dated: June 12, 2020

**NAPOLI SHKOLNIK, PLLC**

4 By: /s/ Matthew M. Lavin

5 MATTHEW M. LAVIN  
6 WENDY A. MITCHELL

**DL LAW GROUP**

7 DAVID M. LILIENSTEIN  
8 KATIE J. SPIELMAN

9 Attorneys for Plaintiffs

10  
11 Dated: June 12, 2020

**MCDERMOTT WILL & EMERY LLP**

12 By: /s/ Dmitriy Tishyevich

13 WILLIAM P. DONOVAN, JR.  
14 JOSHUA B. SIMON  
15 WARREN HASKEL  
16 DMITRIY TISHYEVICH

17 Attorneys for Defendant  
18 CIGNA BEHAVIORAL HEALTH, INC.

19  
20 Dated: June 12, 2020

**PHELPS DUNBAR LLP**

21 By: /s/ Carys A. Arvidson

22 ERROL J. KING, JR.  
23 CARYS A. ARVIDSON

24 Attorneys for Defendant  
25 VIANT, INC.

26  
27 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

28 DATED: 6/12/2020



The Honorable Edward J. Davila  
United States District Judge